

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Christopher Landino	Team: Team # 6	CCRB Case #: 200412487	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Wednesday, 12/08/2004 8:35 PM	Location of Incident: 2090 Mohegan Avenue	Precinct: 48	18 Mo. SOL 6/8/2006	EO SOL 6/8/2006	
Date/Time CV Reported Mon, 12/13/2004 12:40 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 12/15/2004 2:39 PM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Flavio Rodriguez	10371	924407	048 PCT
2. POM Juan Rodriguez	24850	924410	048 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Alberto Rodriguez	14489	933271	048 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Flavio Rodriguez	Force: PO Flavio Rodriguez used physical force against § 87(2)(b)	
B.POM Flavio Rodriguez	Force: PO Flavio Rodriguez used physical force against § 87(2)(b)	

Synopsis

On December 13th, 2004, § 87(2)(b) called IAB to report an incident that took place on September 8th, 2004, at approximately 8:35 p.m., at 2090 Mogehean Avenue. § 87(2)(b) was with friends at the location when officers entered the building and arrested several people for trespassing. Though § 87(2)(b) was not arrested, Officer Rodriguez allegedly threw him to the ground, and kicked him in the face. § 87(2)(b) did not seek medical attention. The CCRB received this case on December 15th, 2004.

Though § 87(2)(b) did not leave the names of any witnesses, the investigator obtained off of BADS the names of those arrested.

The investigator received this case on December 17th, 2004. On December 20th, 2004, the investigator called § 87(2)(b) at both telephone numbers provided by the complainant. § 87(2)(b)'s home phone number was disconnected, and continued to be so throughout this investigation. The investigator called § 87(2)(b)'s alleged mobile phone number. Though the number's answering service instructed the caller to leave a message for "§ 87(2)(b)" a message was left for § 87(2)(b). After no response, this phone number was called twice more on December 30th, 2004. In the first instance, after the investigator asked for § 87(2)(b) a female's voice was heard on the other line saying "uh, no" just before she abruptly hung up the phone. The second phone call heard the female's voice in the background say, "he keeps calling", and then the phone was again hung up. Thus, it was inferred this telephone number was incorrect. Still on that date, the investigator sent contact letters to all four arrested individuals related to this incident. The letters were never responded to. After running their names through Metrosearch, the investigator attempted to contact the only one of these individuals with a listed telephone number, § 87(2)(b) it too was disconnected. On January 3rd, 2005, the investigator faxed a subpoena to Verizon requesting § 87(2)(b)'s subscriber information. On January 10th, 2005, the investigator received the subpoena, which provided the same address for § 87(2)(b) as the IAB complaint report. In addition, it cited § 87(2)(b)'s telephone number as having been disconnected, as was already documented. Throughout this investigation, two contact letters were sent to § 87(2)(b) at the address listed from the subpoena's subscriber information. § 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: